IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE A.K.BASHEER

MONDAY, THE 13TH AUGUST 2007 / 22ND SRAVANA 1929

WP(C).No. 23134 of 2007(D)

PETITIONER:

DR.SURESH KUMAR, KUNNATHUKONATHU
MELEVILA VEEDU, CHEMBAZHANTHI P.O.,
THIRUVANANTHAPURAM, PIN: 695 587.

BY ADV. SMT.RANI JOY
SRI.N.D.JOY

RESPONDENTS:
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1. THE SECRETARY,
KERALA PUBLIC SERVICE COMMISSION,
TRIVANDRUM.

2. THE VICE CHANCELLOR,
UNIVERSITY OF KERALA,
TRIVANDRUM.

3. DR.INDUKUMARI,
HEAD OF THE SOCIOLOGY DEPARTMENT,
KERALA UNIVERSITY, KARYAVATTOM,
THIRUVANANTHAPURAM.

4. JYOTHI S.NAIR,
STUDENT OF PH.D. SOCIOLOGY DEPT.,
KERALA UNIVERSITY, KARYAVATTOM,
THIRUVANANTHAPURAM.

BY ADV. SRI.M.RAJAGOPALAN NAIR, SC, KERALA UTY.
SRI. P.C. SASIDHARAN, SC, PSC

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 13/08/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

A.K. BASHEER, J.

W.P.(C). NO. 23134 OF 2007

Dated this the 13th day of August, 2007

J U D G M E N T

On February 17, 2005 the Kerala Public Service Commission had issued Ext.P1 notification inviting applications from eligible candidates for appointment to the post of Lecturer in the Kerala Collegiate Education Department. Petitioner had submitted an application in response to the said notification. He had participated in the examination and was also invited for interview. Subsequently, the Commission published Ext.P7 ranked list in which the petitioner is placed at Rank No.7 and respondent No.4 at rank No.1. The list was published on April 17, 2006.

2. This writ petition has been preferred after a lapse of more than 15 months of the date of publication of the ranked list, praying for issuance of a writ of certiorari to quash the said list. There is a further prayer to issue a direction to respondent No.1 “to correct the rank list”. It is further prayed that respondent No.1 may be directed to issue a correct merit list. It is not necessary to refer to the other prayers made by the petitioner in view of the order that I propose to pass.

3. It is contended by the petitioner that placement of respondent No.4 at rank No.1 in Ext.P7 list is per se illegal and arbitrary. The case of the petitioner is that respondent No.3 was a guide to respondent No.4 at some point of time, though the period is not mentioned in the writ petition.

The allegation is that respondent No.3 had participated as a subject expert in the selection committee which finalised the ranked list placing respondent No.4 at rank No.1. The other allegation is that both respondent No.3 and 4 belong to Nair Community.

4. It is not discernible from the writ petition as to when and in which faculty respondent No.3 had acted as a guide. It has to be noticed that the selection committee must have presumably considered the merit of all candidates including that of the petitioner. The ranked list was obviously drawn up by the Committee after due consideration of the relevant merit of all those who appeared before it. It has to be rmembered that respondent No.3 was only one of the several members in the Selection Committee.

5. As noticed earlier, the ranked list was published in April 2006. This writ petition is now filed after a lapse of more than 15 months making some facile and bald allegations against one of the members of the selection committee and that too without any corroborative materials to substantiate them.

I do not find any merit in the writ petition. Accordingly it is dismissed in limini.

A.K. BASHEER, JUDGE

vps

A.K. BASHEER, JUDGE

OP NO.20954/00

JUDGMENT

1ST MARCH, 2007